IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA LYNCHBURG DIVISION

SHANTA LYNETTE BROWN, et al.,

Plaintiffs,

Case No. 6:23cv00054 v.

THE CITY OF LYNCHBURG, et al.,

Defendants.

DEPOSITION OF TERRON PANNELL, SR.

October 25, 2024

10:48 a.m. - 11:07 a.m.

Lynchburg, Virginia

REPORTED BY: Kimberly A. Henderson, RPR

Document 43-4 Pageid#: 477 **EXHIBIT 4**

1	Deposition of TERRON PANNELL, SR. taken and				
2	transcribed on behalf of the Defendants, pursuant				
3	to notice and/or agreement to take depositions; by				
4	and before Kimberly A. Henderson, a Registered				
5	Professional Reporter and Notary Public in and for				
6	the Commonwealth of Virginia at Large; commencing				
7	at 10:48 a.m., October 25, 2024, at the offices of				
8	the Lynchburg City Attorney, 900 Church Street,				
9	Lynchburg, Virginia.				
10	APPEARANCES OF COUNSEL:				
11					
12	JAMES RIVER LEGAL ASSOCIATES 7601 Timberlake Road				
13	Lynchburg, Virginia 24502 434.845.4529				
14	kthomas@vbclegal.com BY: PAUL VALOIS, ESQUIRE				
15	Counsel for the Plaintiffs				
16	GUYNN, WADDELL, CARROLL & LOCKABY, P.C. 415 S. College Avenue				
17	Salem, Virginia 24153 540.387.2320				
18	jimg@guynnwaddell.com john@guynnwaddell.com				
19	BY: JIM H. GUYNN, JR., ESQUIRE JOHN R. FITZGERALD, ESQUIRE				
20	Counsel for the Defendants				
21					
22					
23					
24					
25					

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(10:48 a.m., October 25, 2024)
1
2
                      TERRON PANNELL, SR.
3
              was sworn and testified as follows:
4
                     EXAMINATION
5
   BY MR. GUYNN:
6
7
              Q.
                   Good morning.
              Α.
                   Good morning, sir.
8
                   My name is Jim Guynn, and I represent
9
              0.
10
   the defendants in the lawsuits that your mother and
   your sister have brought. And as I think
11
   Mr. Valois may have told you, I'm going to ask you
12
   some questions about what happened, you know, the
13
   events on April 28th of 2020. If I don't speak up,
14
15
   and you don't hear me, or if you don't understand
16
   me, just tell me, I'll be glad to repeat it or
17
   speak up.
                   Yes, sir.
              Α.
18
                   More likely, it will be the
19
              Q.
   repeating. Most people don't have a problem
2.0
21
   hearing me, because I'm probably louder --
2.2
              Α.
                   Your voice --
                   -- than I should be.
23
              Q.
                   Your voice is like really --
24
              Α.
                   But anyway, the other thing, we're
25
              Q.
```

Page 5

going to -- she's going to type up a transcript of 1 the testimony that you give. 2 Yes, ma'am. Yes, sir, I'm sorry. 3 It will help her if we -- I'll wait 4 Ο. until you finish your answer before I start my next 5 question. And if you can wait until I finish my 6 7 question, that way we're not talking over each other, and it will make it easier for her to type 8 it when the time comes. 10 Α. Yes, sir. And if you remember to say yes and no 11 O. instead of uh-huh, huh-uh, because she can't spell 12 13 uh-huh and huh-uh. I'm sorry, I apologize. 14 Α. 15 Ο. Don't worry about it, and if you do it, I may kind of look at you or whatever to get 16 you to answer it, but that's what it'll be about. 17 Yes, sir. Α. 18 So for the record, go ahead and tell 19 Ο. 2.0 us your name? 2.1 Α. My name is Terron Pannell, Sr. Okay. And, Mr. Pannell, where do you 2.2 Q. live? 23 I live on 1010 Clay Street now. 24 Α. How long have you lived there? 25 Q. Okay.

1	Α.	I just moved in.			
2	Q.	And if I understand correctly, Shanta			
3	Brown is your mom?				
4	A.	Yeah.			
5	Q.	Okay. And Aquasha Sandidge is your			
6	sister?				
7	A.	Uh-huh, yes, sir.			
8	Q.	Yes? Not as worried about the sir,			
9	just the yes of	r no, but I appreciate it.			
10	A.	Okay.			
11	Q.	All right. So we're the incident			
12	we're here to	talk about occurred on April 28th,			
13	2020?				
14	A.	I believe so, sir.			
15	Q.	Okay. And somewhere thereabouts, at			
16	least. It was	certainly in April of 2020.			
17		And it occurred at 1503 Kemper			
18	Street?				
19	A.	Yes.			
20	Q.	So tell me what happened? You it			
21	was night, it	was after dark?			
22	A.	Yes.			
23	Q.	And you were, you arrived at Kemper			
24	Street?				
25	A.	Yes.			

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Were you living there at the 1 Ο. Okay. time? 2 3 Α. Yes. And when you arrived, there 4 Ο. Okay. was a police officer with his lights on? 5 I wouldn't necessarily say with that. Α. 6 7 Q. Okay. So I'll start from the beginning. Α. 8 9 Ο. Okay. 10 Α. I needed to go get my children some food, you know, and cabs and other, and Ubers and 11 stuff were kind of expensive at the time. 12 13 friend offered me to drive his car so I can go get my children something to eat and pick their clothes 14 15 up from being washed. So as I'm doing that, I'm coming down 16 12th Street, and I see the cop. You know, I'm 17 driving normal, seatbelt's on. The cop pulls out. 18 I take the right on Kemper Street to go to my 19 2.0 mother's house, and he followed me until I got to my mother's house. And that's when he turned the 21 lights on, when I was turning into Kemper Street. 2.2 So I pull over. The cop comes to the 23 driver's side, you know, and I'm not the smartest 24 guy in the world, but I know a little bit of the 25

Page 8

law, you know. I mean, of course, I probably was 1 doing something that I wasn't supposed to be, but 2 it was for a good cause, you know. 3 The cop proceeds to ask me for my 4 name and stuff. I comply, you know. Then he says, 5 he asked -- he asked me could he search the car. 6 7 And I told him no, that it wasn't my car, you know. And then he goes back, and the lady cop comes. 8 She's talking to me and stuff. 10 So the K9 unit shows up, and the guy from the K9 unit, he was very aggressive. 11 know, it didn't -- it didn't take long for things 12 to escalate, you know what I'm saying, when it was 13 already. Honestly, sir, like I said, I complied. 14 15 And I feel like the officer should have just gave me a ticket for driving without a license, and it 16 should have been that. 17 But obviously it turned into more. 18 can't tell you how, because as I was saying, I was 19 compliant with everyone. All the officers that was 2.0 21 there, I was compliant. It was just when he came, 2.2 he just had so much aggression, I didn't want to, you know, get hurt, if that makes sense, because he 23 showed a lot of aggression. 24 And he was, apparently, he was 25

1	supposed to have the dog go around the car first,
2	but he I guess he didn't do that. So he
3	proceeds to open my car door, to open my friend's
4	car door. He pulls me out the car. You know, we
5	were tussling around for a little bit, you know
6	what I'm saying. At this point, I'm scared,
7	because I don't know what's going to happen.
8	All this, all the crazy things that
9	have been going on in Lynchburg, and also in the
10	world, you know what I'm saying, with law
11	enforcement and civilians, you know. But he slams
12	me up against the car, gets me on the ground, puts
13	me in handcuffs.
14	And I walk to the car, and I just
15	hear like my mother and my sister, I guess. I
16	don't know what was going on. I didn't really see
17	everything. All I knew was I was in handcuffs, and
18	I was about to go downtown, I guess, and that's
19	really what happened for my standpoint.
20	Q. So you how did you know, you said
21	you heard your mother and your sister?
22	A. Yeah, it was, I heard commotion.
23	Q. Okay. Was your car pulled up to the
24	front of the apartment?
25	A. It was like more so off to like the

1	left side of th	ne apartment.
2	Q.	But it was perpendicular to it?
3	Α.	Yeah. It was, yeah, straight.
4	Q.	You're looking straight at it?
5	A.	Yeah.
6	Q.	Well, at it?
7	A.	Yes, sir.
8	Q.	Okay. And so they came out.
9		Do you know where they were standing?
10	A.	I seen my mom standing right in front
11	of me. Before	he pulled me out the car, I just see
12	my mom standing	g right in front of me. I was in the
13	driver's seat,	and my mom was standing in front of
14	the car to when	re I could see her. Yes.
15	Q.	And then you were pulled out and put
16	on the ground?	
17	A.	Yes.
18	Q.	And do you know what your mom did
19	after that?	
20	A.	No.
21	Q.	Didn't see it?
22	Α.	Huh-uh, but I no, sir. But I'm
23	pretty sure my	mom never like touched anybody. She
24	doesn't she	s not a person that goes against the
25	law. So it wou	aldn't make sense for someone to say

```
that my mother like put their hands on her, put her
 1
   hands on them, or any of that, anything of that
 2
   nature.
             Right.
 3
                   But as far as seeing whether or not
              Q.
 4
    she did, you didn't see?
 5
              Α.
                   No.
 6
 7
              Q.
                   Did you hear her saying anything?
              Α.
                    "It's going to be okay, son." That's
 8
   all I remember from that night.
 9
10
              Q.
                   Did your sister -- when you heard
   your mom say that, was she -- the last time you saw
11
   her, she was in front of the car?
12
              Α.
                   Yeah, last time I saw her, she was in
13
    front of the car.
14
15
              Ο.
                   Was she closer than that when you
   heard it? Could you tell if she was closer than
16
    that when you heard?
17
                        Like you, like you are, my mom
              Α.
                   No.
18
    is pretty loud. I remember when we used to play on
19
    the playground as children, I could hear my mom
2.0
    call us from the front door.
2.1
2.2
              Q.
                   Okay.
                   So she's, she's pretty loud.
23
              Α.
24
                   So you would have no way of knowing
              O.
   her distance from you?
25
```

1

2

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4

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2.0

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2.2

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Page 12

It was, it was the K9 unit quy, the Α. officer that pulled me over, and that was it. pretty big guys, so, I mean, I didn't really see anything else. As I said, sir, I didn't lie. was kind of terrified, because I didn't -- you don't know. From my standpoint, I never knew, I didn't know what was going to happen, you know what I'm saying? I just thought the way I thought, you know what I mean? So I, like I said, I complied with everybody. His aggression and stuff made me not want to comply with him. So you really, I mean, you have your belief as to what your mom wouldn't do, because as 14 you said, she's a law-abiding person; right? Α. Yeah. I mean, it -- it sounds crazy, but I absolutely, I know for sure, just because I know who my mother is, you know. And being in a situation, I'm pretty sure she didn't want to hold back because of her son, but she's a well-controlled person, you know? You know how you just, you just know a person, you know. So how about your sister, could you see her after you were taken out of the car? The only time I saw either one of Α.

them is when I was sitting in the car, and my mom 1 was on the driver's side, and I see my sister 2 coming out, and I told her to record. You know, 3 4 they can record us, we can record them, you know. And after I got pulled out of the 5 car, I didn't see either one of them. And my 6 7 sister was also pregnant at the time too. believe, I believe she was. Yeah, she was pregnant 8 at the time too. But as far as me seeing anything, 10 from that point, I didn't see anything besides what was going on with me. 11 When did you next see your mother and 12 0. your sister? 13 When we were getting -- when they 14 Α. 15 were getting put into the back of the police car. And I barely seen that, because I was just thinking 16 like dang, my kids' food in the car, you know what 17 I'm saying? Like it was just, it was a whole bunch 18 going on, you know. And honestly, I wish I could 19 have at least got them the food first, you know, 2.0 but I would have been breaking the law even more, 21 2.2 right? I don't know. 23 Ο. 24 How has -- have you seen any effect of this incident on either your mother or your 25

sister? 1 Yeah. 2 Α. Tell me about that? 3 Ο. 4 Α. Especially my mom. Tell me about that? 5 Q. My mom worked hard for stuff that she Α. 6 7 has. You know, she went to school, she went back to school and everything once we got situated, you 8 She became a correctional officer, you know. 10 This is things that I know, like this is something that she always talked about. 11 And it affects me too, because I was 12 13 doing something that I wasn't supposed to be. was for the right cause, but I wasn't supposed to 14 15 be doing it, you know, and that caused my mom to, you know, lose what she worked for, you know. 16 it do make me feel some type of way, you know what 17 I'm saying? 18 That's why I choose to do right, 19 because it affected somebody, my situation, my 2.0 choice affected my mom and my sister. So it does, 2.1 I'm going to take that back. It do affect me, now 2.2 that I think about it. You know, we like to leave 23 the past in the past and keep moving forward, you 24 know, you get what I'm saying? 25

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So it definitely do weigh on me now 1 that I'm talking about it, because I -- my mom 2 loving me ruined what she worked hard for, you 3 4 know? How often do you see your mom? 5 Q. I talk to my mom every day, every Α. 6 7 single day. As far as in person? 8 O. Α. I mean, we work. You know, my mom 9 10 work every day, I work every day. So the only time -- well, if you can include FaceTime. 11 Well, she did, she did and said that 12 0. y'all pretty much when you're talking each day, 13 it's on FaceTime? 14 15 Α. Yeah. 16 Ο. And then I didn't know maybe if you had a standing Sunday dinner or something like that 17 that you were at or whatever? 18 The thing about it is, you know, me Α. 19 still being kind of young and growing and stuff, 2.0 2.1 like, I have a plan for stuff like that. You know, I just -- everything needs to fall in place for me 2.2 this time, you know what I'm saying, so I can 23 provide for my mom, you know? 24 25 And did you notice an impact on your Q.

sister? 1 Yeah, it does. But my sister real 2 Α. nonchalant, so you're not going to really like 3 notice it unless you talk, unless you talk with her 4 about it, you know. And then she may get 5 emotional, you know, because she was pregnant at 6 7 the time, and they had her on her stomach on the ground, from what I was hearing. You know, I 8 didn't see anything, but that's what they told me. 10 0. Right. I kind of get emotional about it, Α. 11 too, because what if she would have -- what if she 12 13 would have lost her kid? Yeah, that affects me too. Like I said, I made a -- I made a poor choice 14 15 for the right reason, and it cost -- and the cost 16 was a lot, really, you know. MR. GUYNN: I'm going to take just a 17 quick break. Be right back. 18 (Recess.) 19 BY MR. GUYNN: 2.0 21 Ο. I don't have any other questions. Ι do have -- that's not really true. 2.2 I have one more, but I want to preface it by saying I mean no 23 offense by it, when I say, because we have to ask 24 this about everybody, but have you ever been 25

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convicted of a felony? 1 I'm proud to say that. 2 No. There was one time I was falsely accused. Yeah. 3 Again, the only thing I get to ask is 4 Ο. whether or not you're convicted of a felony, and if 5 the answer is no, it's fine. 6 7 No, no, sir. Never been a felon Α. before. 8 MR. GUYNN: I'm not worried about 9 10 anything else. So I don't have any other questions. 11 EXAMINATION 12 13 BY MR. VALOIS: Terron, now, do you remember outside 14 0. 15 at the time your mom, your sister, your dad being 16 there? Α. No. I mean, well, my stepdad 17 probably did come outside, but he was like --18 He's not your dad, he's your stepdad; 19 Q. right? 2.0 21 Α. I mean, you know, he's been there for a while, you know what I'm saying? 2.2 Do you remember anybody else that was 23 Ο. present by name? 24 The reason I'm asking, I 25 MR. VALOIS:

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1	don't represent him, so there may be somebody else.
2	MR. GUYNN: Right.
3	MR. VALOIS: Now's the time to find
4	out.
5	MR. GUYNN: Yeah.
6	MR. VALOIS: If there's anybody else.
7	BY MR. VALOIS:
8	Q. Was there anybody else, any other, do
9	you remember any other residents of the apartment
10	complex or who gave you whose car was it?
11	A. Whose car was it? It was my friend
12	Brendan.
13	Q. Was he there?
14	A. No, he was not there.
15	Q. Okay.
16	A. They he they let him, I don't
17	know, I don't know if they let him, but he got his
18	car.
19	Q. There's a black guy named Brendan?
20	A. No, he's a white guy.
21	Q. There's a white guy that lives at
22	Kemper Street?
23	A. No, that's the that's the guy,
24	that was just whose car I was driving.
25	Q. Oh, okay. All right. But Brendan

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doesn't have anything to do with this except owning
 1
    the vehicle; right?
 2
              Α.
                   Yeah.
                           That's the only thing he has,
 3
    owning the vehicle.
 4
                   Okay. And he wasn't there?
 5
              Q.
                   No, sir.
              Α.
 6
 7
              Q.
                   All right. Did you ever see the body
    cam videos?
 8
              Α.
                        Never got to see any of that.
 9
10
              Q.
                   Your lawyer never showed you the body
    cam?
11
                   No.
12
              Α.
13
                   MR. VALOIS:
                                 No further questions.
                   THE WITNESS: And it's, honestly, I
14
   asked him.
15
16
                   MR. VALOIS:
                                 When I say no further
   questions, it's over with. You guys can go home.
17
    Oh, wait. We need Shanta, you want Shanta back to
18
   ask her about the video?
19
                   MR. GUYNN: Yeah, I will ask her
2.0
21
    that, but before we do, you can't tell him, can
2.2
   you, because you don't represent him.
    started off talking about how she was going to
23
    create a transcript out of this.
24
                   THE WITNESS:
                                  Uh-huh.
25
```

```
MR. GUYNN:
                               You have the right to
1
   sign that transcript after it's been -- you can
2
   read it, determine whether or not she got it
3
   correct, and then sign it. Or you can waive that
4
   right and authorize her, as a court reporter, she's
5
   also a notary public, to sign your name for you.
6
7
                   In your situation, and given how
   short this was, I mean, I don't know about you, but
8
   I would probably -- if you were my client, I'd
9
10
   probably tell you to waive, but I -- maybe Paul
   looks at it differently.
11
                   THE WITNESS: Can I -- can I give the
12
13
   opportunity to my mom, to see what she think about
   it?
14
15
                   MR. VALOIS:
                                Well, you can talk with
         Yeah, why don't you talk with your mom?
16
                                                    Send
   your mom in here. Let me talk to her first.
                                                   I'11
17
   give her my advice, and then she can give you her
18
   advice.
19
2.0
                   THE WITNESS:
                                 All right.
21
              (Deposition concluded at 11:07 a.m.)
                (Reading and signature waived.)
2.2
                              ****
23
24
25
```

1	COMMONWEALTH OF VIRGINIA AT LARGE, to wit:
2	I, KIMBERLY A. HENDERSON, a
3	Registered Professional Reporter and Electronic
4	Notary Public in and for the Commonwealth of
5	Virginia at Large, Notary Registration Number
6	359658, whose commission expires November 30, 2025,
7	do certify that the aforementioned appeared before
8	me, was sworn by me, and was thereupon examined by
9	counsel; and that the foregoing is a true, correct,
10	and full transcript of the testimony adduced to the
11	best of my ability.
12	I further certify that I am neither
13	related to nor associated with any counsel or party
14	to this proceeding, nor otherwise interested in the
15	event thereof.
16	Given under my hand and Notarial seal
17	at Forest, Virginia, this 8th day of November,
18	2024.
19	
20	
21	Neimbas a. Heenen
22	Kimberly A. Henderson, Notary Public
23	Commonwealth of Virginia at Large
24	
25	

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